

Practitioner's Docket No. 36968.262345 (BS01239)



Appln. No. 10/046,508
Express Mail Cert. No. EV 043 619 272 US
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Moore, et al.
Application No.: 10/046,508
Filed: 10/26/2001
For: POP-UP LAPTOP KEYBOARD

Group No.: 2835
Examiner: Not Assigned

Assistant Commissioner for Patents
Washington, D.C. 20231

**PETITION TO ESTABLISH PRIOR RECEIPT IN THE P.T.O.
OF ITEM(S) CONSIDERED AS OMITTED BY THE P.T.O.
--RESPONSE TO "NOTICE OF OMITTED ITEMS"**

1. This is in response to the "NOTICE OF OMITTED ITEMS" mailed for this application on April 2, 2002. A copy of the "NOTICE OF OMITTED ITEMS" is enclosed.
2. Applicant asserts that the items indicated as omitted were in fact deposited with the P.T.O. with the original application papers filed on October 26, 2001.
3. Applicant hereby:
 - A. Petitions under 37 Section 1.53(e) for a review of the determination that the items in issue were omitted;
 - B. Submits the petition fee under 37 Section 1.17(h); and
 - C. Submits the attached evidence of the deposit of the items in issue.
4. For the convenience of the Patent Office, Applicant has enclosed a duplicate of the pages (pages 3 and 7 of the specification) and drawings (figures 4 and 5) that the Patent Office determined was omitted.

04/25/2002 YPOLITE1 00000097-10048508

01 FC:122 130.00 OP

04/26/2002 YPOLITE1 00000019 10046508

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5. Fee Payment

This is a **nonprovisional** application.

The petition fee, 37 Section 1.17(h), is paid as follows:

A check is attached in the sum of \$ 130.00

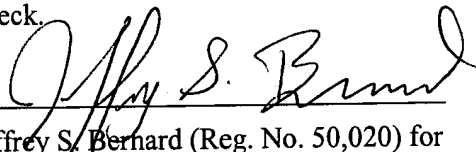
Please charge Account 11-0855 for any fee deficiency for this petition. A duplicate of this sheet is attached for that purpose.

6. Request for Refund

It is respectfully requested that, upon grant of the petition under 37 C.F.R. Section 1.53(e), the petition fee be refunded by payment of refund by check.

Date:

4/23/02


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